IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

TUESDAY, THE 13TH NOVEMBER 2007 / 22ND KARTHIKA 1929

LA.App..No. 1102 of 2005()

LAR.136/1999 of PRL.SUB COURT, KOZHIKODE
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APPELLANT:
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1. SPECIAL TAHSILDAR, L.A., N.H.,
KOZHIKODE.

2. EXECUTIVE ENGINEER,
N.H.DIVISION, KOZHIKODE.

BY GOVT.PLEADER SRI.K.V.MANOJKUMAR.

RESPONDENTS:
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1. P.DEVAKI, PERUNTHODI HOUSE,
P.O.FEROKE.

2. P.RAJAN, PERUNTHODI HOUSE,
P.O.FEROKE.

3. P.SADANANDAN, PERUNTHODI HOUSE,
P.O.FEROKE.

4. P.SHYLESWARI, PERUNTHODI HOUSE,
P.O.FEROKE.

5. P.DAYANANDAN, PERUNTHODI HOUSE,
P.O.FEROKE.

6. P.SATHYANATHAN, PERUNTHODI HOUSE,
P.O.FEROKE.

7. P.AJITHKUMAR, PERUNTHODI HOUSE,
P.O.FEROKE.

8. P.VINODKUMAR, PERUNTHODI HOUSE,
P.O.FEROKE.

BY ADV. SRI.THOMAS ANTONY

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 13/11/2007, ALONG WITH LAA 1148/05, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & HARUN-UL-RASHID, JJ.

L.A.A.Nos.1102 & 1148 of 2005

Dated this the 13th day of November, 2007

JUDGMENT

Kurian Joseph,J.

These are appeals filed by the State aggrieved by the fixation of land value by the reference court. The acquisition is for the purpose of widening of Feroke-Mannur-Kadalundy road. In view of the judgment in L.A.A.No.73/2000 the matter requires fresh consideration by the reference court. Accordingly we set aside the judgment and decree in these cases and remit the matters to the reference court for fresh consideration. It is for the parties to adduce fresh evidence before the reference court. The reference court shall dispose of the matters within another six months.

(KURIAN JOSEPH, JUDGE)

(HARUN-UL-RASHID, JUDGE)

ahg.

KURIAN JOSEPH &
HARUN-UL-RASHID, JJ.

L.A.A.Nos.1102 & 1148
of 2005

JUDGMENT

13th November, 2007